

TERM OF COMMISSION: November Session of the October Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Commission Chambers

PRESENT WERE: Presiding Commissioner Ken Pearson
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Deputy County Clerk Josh Norberg

The meeting was called to order at 1:30 p.m.

Health Department

Kristine Vellema, Health Department, was present on behalf of these items.

1. Order for Abatement – 9031 S. Tomlin Hill Road, Columbia

Ms. Vellema stated she has been working on this location for quite some time. She stated some of the cars had been removed, but there was still trash and other various items strewn around the property.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the attached Finding of Public Nuisance and Order for Abatement of a public nuisance located at 9031 S. Tomlin Hill Road in Columbia, Missouri.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 466-2007**

2. Order for Abatement – 6003 Gregory Drive, Columbia

Ms. Vellema stated the owner of this property was likely not going to be able to clean up this property.

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the attached Finding of Public Nuisance and Order for Abatement of a public nuisance located at 6003 Gregory Drive in Columbia, Missouri.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 467-2007**

Public Works

3. Variance Request

Commissioner Pearson moved on this day the County Commission of the County of Boone does hereby accept the Road and Bridge Advisory Committee Recommendation of Variance Requests:

For Providence Heights Subdivision located along High Point Lane for the omission of a Type "A" Expansion Joint in the horizontal roadway curves. (Appendix B-1, Joint Details, Standard Drawing 200.01A)

For Providence Heights Subdivision for the omission of the construction of the corner lot driveways prior to the official acceptance of the subdivision with the stipulation that A Civil Group and the developer do their part to ensure that it is clear to the future lot owners that the future driveways must be placed in accordance with the Boone County Roadway Regulations and that they are required to obtain a driveway permit from the Boone County Planning and Building Department prior to beginning construction.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 468-2007**

Purchasing

Heather Turner, Purchasing, was present on behalf of these items.

4. State of Missouri Cooperative Contract for Ammunition (first reading)

Ms. Turner stated Purchasing and the Sheriff's Department request permission to utilize the State of Missouri cooperative contracts for ammunition with the following:

Contract C108035001 with Gil Hebard Guns, Inc.

Contract C108035002 with Gulf's Distributors, Inc.

Contract C108035003 with Oklahoma Police Supply, L.L.C.

Invoices from these Term and Supply contracts will be paid from Department 1251 – Sheriff, 1255 – Corrections, and 2901 – Sheriff Operations LE Sales Tax / Account 23200 – Ammunition.

Presiding Commissioner Pearson stated this was a first reading and requested the Deputy County Clerk schedule this item for a second reading at the next available commission meeting with an appropriate order for approval.

5. Software Maintenance Agreement – i/tx (first reading)

Ms. Turner stated Purchasing requests approval of an agreement with i/tx of Delhi, Iowa, for a software maintenance agreement for the SI-3000 Mugshot System located at the Sheriff's Department. Total cost of contract is \$9,531.01 and is for the period December 1, 2007 through November 30, 2008. The sole source number is 29-123103.

Contract will be paid from Department 2902 – Corrections – LE Sales Tax, Account 70050 – Software Service Contract. \$10,305.00 was originally budgeted for 2007.

Presiding Commissioner Pearson stated this was a first reading and requested the Deputy County Clerk schedule this item for a second reading at the next available commission meeting with an appropriate order for approval.

6. 88-23OCT07 – Solid Block Asphalt Sealant Term and Supply (first read on 11/1/07)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby award bid 88-23OCT07 – Solid Block Asphalt Sealant Term and Supply to Vance Brothers, Inc. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 469-2007**

7. 88-23OCT07 – Elevator Maintenance Term and Supply (first read on 11/1/07)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby award bid 84-23OCT07 – Elevator Maintenance Term and Supply to Schindler Elevator Corporation. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 470-2007**

Boone County Regional Sewer District

8. Formation of Country Squire Neighborhood Improvement District (first reading)

Andy Lister, Boone County Regional Sewer District, was present on behalf of this item.

Mr. Lister stated on August 23, 2007, the Boone County Regional Sewer District held a meeting with the residents of the Country Squire neighborhood to discuss forming a Neighborhood Improvement District (NID) for sanitary sewer improvements. The meeting was well attended. From that meeting, the Sewer District created a petition to form the NID, which was circulated by the neighborhood.

Nine of eleven property owners (81.8%) signed the petition representing 98.03% of the land in the proposed NID.

The concept upon which this NID petition was created will install a new collection system for 35 living units and 2 vacant lots and convey that sewage to the Sewer District's Oberlin Valley wastewater treatment plant. If this project is successfully completed, it will bring the Oberlin Valley plant to near capacity. Therefore, this project will not facilitate the development of the large tract of vacant land within the proposed NID.

Commissioner Pearson asked Mr. Lister what would happen if another living unit was built within the NID boundaries.

Mr. Lister stated since the Oberlin Valley plant would be near capacity, that property owner would have to find a solution for their wastewater.

Presiding Commissioner Pearson stated this was a first reading and requested the Deputy County Clerk schedule this item for a second reading at the next available commission meeting with an appropriate order for approval.

9. Resolution Authorizing the Filing of an Application under the Missouri Leveraged State Water Pollution Control Revolving Fund Program (first read on 11/1/07)

Tom Ratermann, Boone County Regional Sewer District, was present on behalf of this item.

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the resolution authorizing the filing of an application with the Missouri Department of Natural Resources for loans and/or grants under the Missouri Leveraged State Water Pollution Control Revolving Fund Program.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 471-2007**

Planning and Zoning

10. Petition submitted by Pin Oak Investments, LLC to vacate and re-plat lot 2 of Pin Oak Subdivision Block III

Robert Hollis made a presentation on behalf of the petitioner explaining why they feel this petition should be granted. He stated that this division of the property would not negatively affect the character of the neighborhood, would increase the property value of the surrounding properties, and they believe this division is in accordance with the original intent of the developer.

Ron Tooley, 1409 Pin Oak, and Alvin Barkley, 1313 Pin Oak, are in favor of this petition. They feel that it is what the original developer intended to do with the property and that it will increase their land values.

Kurt Doolady, 1505 Pin Oak, is opposed to the petition. He feels that it will compromise the character of the neighborhood. He bought his land because he liked the size of the lots and the rural feel of the neighborhood, and if this petition is granted, he thinks there will be several other property owners who will also split their lots.

Richards Sorrels, 1502 N. Lake of the Woods, also opposes this petition.

Commissioner Pearson stated he has a concern about this affecting the character of the neighborhood for those people who purchased their property with the expectation that the size of the surrounding lots would remain the same. He stated he is not convinced that the original intent of the developer was to split the lots.

Commissioner Miller stated the lots on the other side are the same width, but they are deeper. Therefore, from the street, the smaller lots look the same as the larger ones. She agreed that the decision that is made will have an affect on others. She stated she has struggled with the fact that the Commission turned down two other owners' request to split mostly due to the fact that one owner did not follow what they said they were going to do in the public hearing.

Commissioner Elkin stated he also is not convinced about the original intent of the developer. He is also concerned about this request altering the character of the neighborhood. He stated he believes there would be several others coming to the commission with similar requests in the near future if this petition is granted. He feels this would alter the character.

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby **deny** the petition by Pin Oak Investments LLC to vacate and re-plat lot 2 of Pin Oak

Subdivision Block III.

Commissioner Pearson seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 472-2007**

11. Joint Storm Water Management Program (first read on 11/1/07)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby adopt the Joint Storm Water Management Plan, and authorizes the Presiding Commissioner to sign the application for a Storm Water Permit.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 473-2007**

Miscellaneous

12. Quit-Claim Deed

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the quit-claim deed for a tract of land in the Southeast Quarter of Section 1, Township 48 North, Range 14 West in Boone County, Missouri.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 474-2007**

13. Commissioner Reports

There were no commissioner reports.

14. Public Comment

Pat Lensmeyer, Collector, stated

The meeting adjourned at 3:09 p.m.

Attest:

Ken Pearson
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner